

MATTHEW R. COWAN (S.B. #281114)  
 mcowan@omm.com  
 O'MELVENY & MYERS LLP  
 400 South Hope Street, 19th Floor  
 Los Angeles, California 90071-2899  
 Telephone: (213) 430-6000  
 Facsimile: (213) 430-6407

ANTON METLITSKY\*  
 ametlitsky@omm.com  
 JENNIFER SOKOLER\*  
 jsokoler@omm.com  
 O'MELVENY & MYERS LLP  
 1301 Avenue of the Americas, Suite 1700  
 New York, NY 10019  
 Telephone: (212) 326-2000  
 Facsimile: (211) 326-2061

MEAGHAN VERGOW\*  
 mvergow@omm.com  
 O'MELVENY & MYERS LLP  
 1625 Eye Street, N.W.  
 Washington, D.C. 20006  
 Telephone: (202) 383-5300  
 Facsimile: (202) 383-5414

*Attorneys for Defendants*

*\*Pro hac vice forthcoming*

**UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA  
 WESTERN DIVISION – LOS ANGELES**

Frankel, et al.,

Plaintiffs,

v.

Regents of the University of  
 California, et al.,

Defendants.

Case No. 2:24-CV-4702-MCS

**DECLARATION OF MATTHEW R.  
 COWAN IN SUPPORT OF PARTIES'  
 STIPULATION CONTINUING THE  
 HEARING ON PLAINTIFFS'  
 MOTION FOR A PRELIMINARY  
 INJUNCTION; BRIEFING  
 SCHEDULE STIPULATED PER  
 LOCAL CIVIL RULES AND INITIAL  
 STANDING ORDER**

Judge: Hon. Mark C. Scarsi  
 Courtroom: 7C

1 I, Matthew R. Cowan, declare as follows:

2 1. I am an attorney duly licensed to practice before all of the courts of the  
3 State of California. I am a partner with the law firm O'Melveny & Myers, LLP,  
4 counsel of record for Defendants in the above-captioned action. I make this  
5 Declaration in support of Plaintiffs Yitzchok Frankel; Joshua Ghayoum; and Eden  
6 Shemuelian's ("Plaintiffs") and Defendants The Regents of the University of  
7 California; Michael V. Drake; Gene D. Block; Darnell Hunt; Michael Beck;  
8 Monroe Gorden, Jr.; and Rick Brazier's ("Defendants") (collectively, the  
9 "Parties") Stipulation Continuing the Hearing on Plaintiffs' Motion for a  
10 Preliminary Injunction; Briefing Schedule Stipulated Per Local Rules and Standing  
11 Order. I have personal knowledge of the matters stated herein and, if called upon, I  
12 could and would competently testify hereto.

13 2. Plaintiffs filed the Complaint in this action on June 5, 2024.

14 3. Defendants retained O'Melveny & Myers LLP as counsel in this  
15 action on June 17, 2024.

16 4. On June 24, 2024, Plaintiffs filed their Motion for a Preliminary  
17 Injunction.

18 5. In filing their Motion, Plaintiffs noticed a hearing date of July 22,  
19 2024, at 9:00 A.M. Pursuant to the Local Rules and this Court's Standing Order,  
20 because Plaintiffs noticed the hearing date for July 22, 2024, Defendants'  
21 opposition to Plaintiffs' Motion for a Preliminary injunction is due on Monday,  
22 July 1, 2024, which would provide Defendants seven days to draft and file their  
23 opposition brief.

24 6. On June 25, 2024, counsel for Defendants contacted counsel for  
25 Plaintiffs to seeking consent to an intended three-week motion for extension of time  
26 to file their opposition in order to have time to adequately investigate and respond  
27 to the factual allegations submitted with Plaintiffs' Motion, which includes four  
28 declarations and 70 exhibits, totaling 346 pages.

1           7.     On June 26, 2024, the Parties agreed to stipulate to a continuance of  
2 the Hearing on Plaintiffs' Motion to July 29, 2024 to accommodate Defendants'  
3 need for additional time to investigate and respond to the factual allegations in  
4 Plaintiffs' Motion;

5           8.     The Parties further agreed to stipulate to a briefing schedule based on  
6 the new July 29, 2024 hearing date and consistent with the Local Civil Rule 7-11  
7 and the Court's Initial Standing Order.

8           9.     This requested continuance is the Parties' first request for a  
9 continuance in this action.

10           I declare under penalty of perjury under the laws of the United States that the  
11 foregoing is true and correct. Executed this 27th day of June, 2024, at Los Angeles,  
12 California.

13                                 /s/ Matthew R. Cowan  
14                                 Matthew R. Cowan  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28